IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE SIDE

WRIT PETITION NO.5895 OF 2003

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's orders

Mr.Ambar Joshi, for the Petitioner
Mr. A.S. Rao, for Respondents with Mr. M.V. Gopalakrishna.

CORAM : F.I. REBELLO,J.
DATED : JANUARY 24, 2005

P.C.

. Considering that the order might not fall under Order 39 Rules 1 and 2 of C.P.C. and that the order under Order 39 Rule 2A of C.P.C. is not appealable, learned Counsel seeks leave to withdraw the petition with liberty to file petition challenging the order of the trial Court. In the light of the above the impugned order dated 2nd December, 2004 is set aside. The order of the trial Court dated 18th January, 2000 is stayed for a period of eight weeks to enable the Respondents to take such steps which in law they are entitled to.

. With the above observations Writ Petition disposed of.

(F.I. REBELLO, J.)